

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board
held February 17, 2015 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid
from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the
Assistant to the Supervisor, to wit:

Claim No. 39072 to Claim No. 39187 Inclusive

Total amount hereby authorized to be paid: \$1,454,732.45

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 2, 2015

File: Rclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

RESOLVED that the following Building Permit applications be and are hereby reaffirmed:

CODES:
(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster are waived for this permit.
(CSW) = Conditional sidewalk waiver
(V/L) = Village of Lancaster

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	STRUCTURE	Village
23617		Lancaster-Rehm Assocs LLC	6363 Transit Rd	Er. Sign - Temp	
23618		Transit French Associates	4779 Transit Rd	Er. Sign - Temp	
23619		Pleasant Meadows Assoc LLC	37 Newberry Ln	Er. Dwlg.-Sin.	
23620		Eric & Andrea Miller	86 Newberry Ln	Er.	
Garage					
23621		The Kaz Company	12 Trentwood Trl	Er. Res. Add.	
23622		DJC Land Development	3 Silent Meadow Lane	Er. Res. Alt.	
23624		Village of Lancaster Comm Dev	10 Aurora St	Er. Sign – Wall	
(V/L)					

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has duly advertised for bids for furnishing to the Town of Lancaster the necessary trees for the 2015 Tree Planting Program in accordance with specifications on file with the Town Clerk of the Town of Lancaster, and

WHEREAS, said bids were duly opened on February 5, 2015, and

WHEREAS, SCHICHTEL’S NURSERY, INC., 7420 Peters Road, Springville, New York 14141, has submitted the lowest responsible bid in the amount of \$13,414.00 for furnishing said trees to the Town of Lancaster, and

WHEREAS, the Interim General Crew Chief, by letter dated February 12, 2015 requests the Town Board to accept the bid of Schichtel’s Nursery, Inc., and

WHEREAS, by same letter, the Interim General Crew Chief has requested that he be authorized to purchase additional trees at the 2015 bid prices from Schichtel’s Nursery Inc. at his discretion for whatever other tree plantings the Town may incur in 2015.

NOW, THEREFORE, BE IT

RESOLVED, that the bid of **SCHICHTEL’S NURSERY, INC.,** 7420 Peters Road, Springville, New York 14141, being the lowest responsible bid in conformance with the specifications relating thereto, be and hereby is accepted, and

BE IT FURTHER

RESOLVED, that the Interim General Crew Chief be and is hereby authorized to place orders with Schichtel’s Nursery, Inc. for those trees which the Town of Lancaster needs for its 2015 Tree Planting Program, and

BE IT FURTHER

RESOLVED, that the Interim General Crew Chief be and is hereby authorized to purchase additional trees at the 2015 bid prices from Schichtel’s Nursery, Inc. at his discretion for whatever other tree plantings the Town may incur in 2015.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated February 12, 2015 has requested the deletion of one member from the roster of said fire association.

**NOW, THEREFORE, BE IT
RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms the deletion from the membership of the Twin District Volunteer Fire Company the following individual:

DELETION:

David Fortman

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated February 12, 2015 has requested the addition of one member to the roster of said fire association.

**NOW, THEREFORE, BE IT
RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms the addition to the membership of the Twin District Volunteer Fire Company the following individual:

ADDITION:

Jillian M. Zymanek

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER , TO WIT:

WHEREAS, Town Justices, Jeremy Colby and Anthony Cervi, by letter dated February 10, 2015, have requested the creation of one (1) additional position of Court Officer, part-time in the Town Courts Department to serve as a substitute as needed, and

WHEREAS, the Town of Lancaster currently has six (6) positions for Court Officer, part-time.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to complete and submit Form PO-17 (New Position Duties Statement) for authorization by the County of Erie Department of Personnel to create one (1) additional position of Court Officer, part-time in the Town Courts Department.

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has held a public hearing on February 17, 2015, pursuant to Chapter 50-Zoning, Section 20 (B)(1)(j) of the Code of the Town Lancaster, upon the application of **Thomas and Patricia Manko**, owners of **Manko’s Truck and Auto Repair**, for a Special Use Permit to conduct an automotive service and repair business on premises located at 4885 Transit Road, in the Town of Lancaster, Erie County, New York, and

WHEREAS, persons for and against such Special Use Permit have had an opportunity to be heard;

**NOW, THEREFORE, BE IT
RESOLVED**, that to Chapter 50-Zoning, Section 20 (B)(1)(j), entitled “Commercial Motor Service District (CMS)” of the Code of Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Thomas and Patricia Manko** owners of **Manko’s Truck and Auto Repair**, for the property locally known as 4885 Transit Road in the Town of Lancaster, New York, upon the conditions as set forth in the Zoning Ordinance and the following conditions:

- 1. Must comply with Town Code Noise Ordinance.
- 2. Two (2) tire racks will be allowed on the exterior of the property for display during business hours only.
- 3. No unregistered, inoperable or dismantled vehicles will be allowed on the exterior of the property.
- 4. No vehicle parts will be allowed to be stored outside of the building.
- 5. No work or business is to be performed outside of the building.
- 6. All equipment and supplies of the business must be kept inside of the building.
- 7. No vehicles will be allowed to be displayed “For Sale” on the property.
- 8. This Special Use Permit must be renewed every two (2) years at no additional cost to the applicant.
- 9. This Special Use Permit terminates when the applicant no longer owns the business.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER, TO WIT:

WHEREAS, Southeast Community Work Center, Inc., ('Southeast Works') offers a program for Developmentally Disabled adults in the communities of Lancaster, Alden, Marilla, Aurora, East Aurora and Wales, and

WHEREAS, this program consists of development, pre-vocational and work activity training programs for those individuals who are clients of Southeast Works, and

WHEREAS, Southeast Works is presently located at 181 Lincoln Street, Depew, New York 14043 and its services in the areas of evaluation, tutoring, development of self-help skills, personal adjustment training, recreation and counseling are of substantial benefit to residents of the Town of Lancaster, and

WHEREAS, Southeast Community Work Center, Inc., has offered to contract with the Town of Lancaster for the aforementioned services during the year 2015 for the total sum of One Thousand Dollars (\$1,000.00);

**NOW, THEREFORE, BE IT
RESOLVED,** as follows:

1. That the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute an Agreement with Southeast Community Work Center, Inc., for a program for Developmentally Disabled adults residing in the Town of Lancaster for developmental, pre-vocational and work activity training programs together with evaluation, tutoring and development of self-help skills, personal adjustment training, recreation and counseling; such services to be provided to those individuals who are clients of Southeast Works.
2. That the sum of One Thousand Dollars (\$1,000.00) will be paid by the Town to Southeast Community Work Center, Inc., in four equal quarterly payments: January 1st, April 1st, July 1st, and October 1st, 2015.
3. This Agreement is subject to the approval of the Town Attorney and appropriate State and County agencies or departments, where such approval is mandated by law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

WHEREAS, the New York State Department of Criminal Justice Services offers a grant program to pay for a maximum of fifty percent (50%) of the cost to purchase Livescan Digital Fingerprint Equipment, and

WHEREAS, the Town of Lancaster Police Department’s existing Livescan equipment is outdated, experiences operational difficulties due to software incompatibilities, and is in need of replacement,

WHEREAS, necessary matching funds will be provided by funds from the Lancaster Police Department’s budget lines;

NOW, THEREFORE. BE IT

RESOLVED, that Grantmakers Advantage, Inc. the Town's grant consultant, be and hereby is authorized and directed to complete the necessary application, forms, etc. to be submitted for the purpose of securing this grant, and

BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any and all documents pertaining to the application for and acquisition of said funding.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER AQUINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

WHEREAS, Pleasant Meadows Associates, 2730 Transit Road, West Seneca, New York 14224 has applied to the Town Board of the Town of Lancaster for permits for Private Improvements upon real property in the Town of Lancaster within the Creekside at Pleasant Meadows, Subdivision VI, Phase III, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the private improvements requested, and that they conform to the Ordinances of the Town of Lancaster.

NOW, THEREFORE, BE IT

RESOLVED, that Private Improvement Permit Application Nos. 736, 737 and 738 of Pleasant Meadows Associates, 2730 Transit Road, West Seneca, New York 14224 which are permits for Public Improvements for the installation of:

P.I.P. No.736 (Storm Sewer)	Creekside at Pleasant Meadows, Subdivision VI, Phase III, Magrum Lane. Installation of approx. 231 ± LF of 6" HDPE, 205 ± LF of 8" HDPE, 490 ± LF of 12" HDPE, 456 ± LF of 15" HDPE, standard rcvrs – 6 ea., manholes – 4 ea., Light duty rcvr – 3 ea., Backyard rcvr – 4 ea.
P.I.P. No. 737 (Water Line)	Creekside at Pleasant Meadows, Subdivision VI, Phase III, Magrum Lane. Installation of approx. 1,016 ± LF of 8" PVC waterline, hydrant assemblies -2ea., valves, bends and all other appurtenances for a complete installation.
P.I.P. No. 738 (Pavement & Curb)	Creekside at Pleasant Meadows, Subdivision VI, Phase III, Magrum Lane. Installation of 992 ± LF of 28' wide asphalt conc. pavement, marifi 140N Fabric, 12" sub-base No. 2 (NYSDOT 304.03), 4" Base Type 1 (NYSDOT 403.18), 1,821 ± LF upright conc. Curb w/6' underdrain.

be and are hereby authorized.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

WHEREAS, the Town of Lancaster provides Dog Control services to its residents as well as those in the Villages of Depew and Lancaster, and

WHEREAS, according to New York State Agricultural and Markets Law, Article 7 and Article 26 any dog may be put up for adoption after being held for the legal holding period as determined by the Law, and

WHEREAS, the Town of Lancaster entered into an agreement with the Erie County Society for the Prevention of Cruelty to Animals, a not-for-profit corporation located at 205 Ensminger Road, Tonawanda, New York 14150, to provide adoption and euthanasia services for the seized and/or surrendered dogs within the Town of Lancaster, and said agreement is up for renewal;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Agreement, between the Town of Lancaster and the Erie County Society for the Prevention of Cruelty to Animals, a not-for-profit corporation located at 205 Ensminger Road, Tonawanda, New York 14150, to provide adoption and euthanasia services for the seized and/or surrendered dogs within the Town of Lancaster and hereby authorizes the Supervisor to execute said agreement which will cover the period February 1, 2015 through December 31, 2015.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

WHEREAS, the interim department head of the Parks, Recreation and Forestry Department of the Town of Lancaster, by letter dated February 25, 2015, has recommended the appointment of two (2) individuals to the position of Recreation Attendant part-time permanent in the Parks, Recreation and Forestry Department, working not more than nineteen and three-quarter hours per week.

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and are hereby appointed to the position of Recreation Attendant part-time permanent in the Parks, Recreation and Forestry Department, working not more than nineteen and three-quarter hours per week, retroactive to January 1, 2015, and that these being part-time positions, provide no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees:

<u>NAME</u>	<u>PAY RATE/HR.</u>
Dennis Radecki Depew, NY	\$ 9.00
Stephanie Kashuba Cheektowaga, NY	\$25.00

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 2, 2015

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER TO WIT:

WHEREAS, the Recreation Leader of the Town of Lancaster Senior Center, by letter dated February 25, 2015, has recommended the appointment of one (1) individual to the position of Recreation Instructor part-time permanent at the Senior Center, working not more than nineteen and three-quarter hours per week.

NOW, THEREFORE, BE IT

RESOLVED, that the following individual be and is hereby appointed to the position of Recreation Instructor part-time permanent at the Town of Lancaster Senior Center, working not more than nineteen and three-quarter hours per week, retroactive to January 1, 2015, and that this being a part-time position, provides no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees:

<u>NAME</u>	<u>PAY RATE/HR.</u>
Linda Frost Lancaster, NY	\$ 8.75

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER AQUINO	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

March 2, 2015